App. F. IX-4

Previous References.
W 99-40-1&2

1943-44 (War)

W File No. 175-43
Serial Nos. 1&2.

Later References.

(6)

GENERAL AND REVENUE SECRETARIAT

Serial Nos. Two only

Part B for March 1944

SUBJECT

Disposal of property belonging to internees & parolees, which are in the custody of the Civil Authority.

P.V.R. Krishnan
11.4.44.

W 175-43-1 2331 W.

No.F.85-41/W. (Secret)

From

The Secretary to the Hon'ble
the Resident in Mysore.

To

The Chief Secretary to the
Government of His Highness
the Maharaja of Mysore,
Bangalore.

Bangalore, the 25th March 1944.

DISPOSAL OF PROPERTY BELONGING TO INTERNEES AND PAROLEES, WHICH ARE IN THE CUSTODY OF THE CIVIL AUTHORITY.

Sir,

5/W. I am directed to refer to my letter No.F.85-41/W, dated the 30th August 1941, and to forward for information, a copy of the Government of India (Home Department) letter No.10/63/43-Poll(EW), dated the 28th February 1944.

I have the honour to be,
Sir,
Your most obedient servant,

Secretary to the Resident in Mysore
24 MAR 1944
Govt. of Mysore

SECRETARY TO THE RESIDENT.

Issued No. W 2290 d 27. 3. 44 to 9. Cg. P.

No.10/63/43-Poll(E).
GOVERNMENT OF INDIA.
Home Department.

From

V.Shankar, Esq., I.C.S.,
Deputy Secretary to the Government of India.

To

All Provincial Governments, and Chief Commissioners of Coorg/Delhi/ Ajmer-Merwara and Baluchistan.

New Delhi, the 28th February 1944.

Subject:- Disposal of property belonging to internees and parolees which are in the custody of the Civil Authority.

.....

Sir,

I am directed to invite attention to paragraph 3 of the Home Department letter No.67/15/40-Political(E), dated the 11th August 1941, regarding the disposal of property of internees and parolees, and to say that it has been brought to the notice of the Government of India that the Civil authorities in Provinces still have in their custody the property belonging to, and seized from, enemy nationals who are now either interned, or restricted to parole centres in India. In order to facilitate their disposal and in the interests of administrative convenience, to secure, as far as possible their conversion into money, the Government of India have decided that the following procedure should be followed in the disposal of such property - -

(i) Civil Authorities who still have custody of any property of enemy internees and parolees, including prohibited articles (other than firearms and ammunition which will continue to be dealt with in accordance with the instructions contained in the Home Department letter No.174/28-39-Police, dated the 23rd January 1940, mentioned in paragraph 7 of the Enemy Foreigners Order, 1939, may be asked to contact the Commandant of the Internment Camp or parole centre in which the internee or parolee is detained or restricted, and ascertain whether the owner is willing to dispose of that property;

(ii) should the owner be willing to do so, he be asked to appoint, for the purpose, a nominee in accordance with the provisions of the Control of Internees' Property Order, 1939; if he fails or, is unable to appoint a nominee, steps may be taken to have the property vested in the Custodian of Enemy Property who will make the necessary arrangements for its disposal;

(iii) should the owners of the property be unwilling to dispose of the property, civil authorities be instructed to make arrangements in direct consultation with the Commandant of the respective internment camp or parole centre, for the transfer of these articles to the camp unless they are bulky articles which it will not be advisable to transport or possible to store in the camp. In the latter case a reference may be made to the Government of India for order of disposal.

(iv) Books, if any, still in the custody of the Police or other authorities will continue to be dealt with under the instructions contained in the Home Department letter No.10/66/43-Poll(E), dated the 16th Octr.43.

2. The procedure outlined in paragraph 1 above may also be followed in the case of internees and parolees of non-enemy or British nationality except that, since they are not enemy subjects their property will not be liable to be vested and the provisions of the Control of Internees' Property Order, 1939, will not apply in their case.

3. I am to request that if the Government of Madras/etc. have no
You
objection, necessary instructions may be issued to the Civil Authority for disposing of the property of internees and parolees in their custody as indicated above.

I have the honour to be,
Sir,
Your most obedient servant,

Sd/- V.Shankar,

DEPUTY SECRETARY TO THE GOVT. OF INDIA.

Appendix F. G.—1]

SUBJECT.....

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Section War

File No. 175-43

Serial No. 2

Diary No. of letter replied to....2331/W

No. W2290/44 (Secret 1)

To Disposal of property belonging to Internees and Paroles which are in the Custody of the Civil authority

Sir,

I am directed to refer to the correspondence ending with your letter No 660/W dated 5th September 1941 and to forward herewith for your information a copy of a letter from the Defence Department dated 28th July 1944 received from the Reading Authorities on the above subject.

I have

for the Secretary to the Government of Bombay

General and Revenue Secretariat

( )

the *194*

Date of issue... 27.8.44

Signed by... M.R. S.K.V.

List of enclosures.....

Copied by.....

Examined by.....

WD 04161—GPB—60,000—24-10-41

Copy of letter No. 10/63/43-Poll(EW)., dated 28th February 1944, from the Deputy Secretary to the Government of India, Home Department, New Delhi, to all Provincial Governments, and Chief Commissioners of Coorg/Delhi/Ajmer-Merwara and Baluchistan.

Subject:- Disposal of property belonging to internees and parolees which are in the custody of the Civil Authority.

I am directed to invite attention to paragraph 3 of the Home Department letter No. 67/15/40-Political(E)., dated the 11th August 1941, regarding the disposal of property of internees and parolees, and to say that it has been brought to the notice of Government of India that the Civil Authorities in Provinces still have in their custody the property belonging to, and seized from, enemy nationals who are now either interned, or restricted to parole centres in India. In order to facilitate their disposal and in the interests of administrative convenience, to secure, as far as possible their conversion into money, the Government of India have decided that the following procedure should be followed in the disposal of such property -

(i) Civil Authorities who still have custody of any property of enemy internees and parolees, including prohibited articles (other than firearms and ammunition which will continue to be dealt with in accordance with the instructions contained in the Home Department letter No. 174/29-39-Police, dated the 23rd January 1940, mentioned in paragraph 7 of the Enemy Foreigners Order, 1939, may be asked to contact the Commandant of the Internment Camp or parole centre in which the internee or parolee is detained or restricted, and ascertain whether the owner is willing to dispose of that property;

(ii) should the owner be willing to do so, he be asked to appoint, for the purpose, a nominee in accordance with the provisions of the Control of Internees' Property Order, 1939; if he fails or, is unable to appoint a nominee, steps may be taken to have the property vested in the Custodian of Enemy Property who will make the necessary arrangements for its disposal:

(iii) should the owners of the property be unwilling to dispose of the property, civil authorities be instructed to make arrangements in direct consultation with the Commandant of the respective internment camp or parole centre, for the transfer

of these articles to the camp unless they are bulky articles which it will not be advisable to transport or possible to store in the camp. In the latter case a reference may be made to the Government of India for order of disposal.

(iv) Books, if any, still in the custody of the Police or other authorities will continue to be dealt with under the instructions contained in the Home Department letter No. 10/66/43-Poll(EW), dated the 13th October 1943.

2. The procedure outlined in paragraph 1 above may also be followed in the case of internees and parolees of non-enemy or British nationality except that, since they are not enemy subjects their property will not be liable to/vested and the provisions of the Control of Internees' Property Order, 1939, will not apply in their case.

3. I am to request that if the Government of Madras/etc, have no objection, necessary instructions may be issued to the Civil Authority for disposing of the property of the internees and parolees in their custody as indicated above.

"Copy"